

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re:

AMYRIS, INC., *et al.*,

Debtors.¹

Chapter 11

Case No. 23-11131 (TMH)

(Jointly Administered)

**NOTICE OF AGENDA FOR HEARING ON JANUARY 9, 2024 AT 11:00 A.M.
(PREVAILING EASTERN TIME²) BEFORE THE HONORABLE THOMAS M. HORAN
IN THE U.S. BANKRUPTCY COURT FOR THE DISTRICT OF DELAWARE**

This hearing will be conducted via Zoom only before the Honorable Thomas M. Horan, in the United States Bankruptcy Court for the District of Delaware, 824 Market Street, 3rd Floor, Wilmington, Delaware 19801. All parties are expected to attend via Zoom. All participants must register at the link below no later than January 8, 2024 at 4:00 p.m. (prevailing Eastern Time).

<https://ecf.deb.uscourts.gov/cgi-bin/nvsbAppearances.pl>

RESOLVED MATTERS:

1. Debtors' Motion for Entry of an Order (I) Authorizing the Abandonment of Property and (II) Granting Related Relief [Filed December 18, 2023, Docket No. [933](#)].

Response Deadline: January 2, 2024 at 4:00 p.m. prevailing Eastern Time.

Responses Received: None.

Related Documents:

- a. Certificate of No Objection Regarding Debtors' Motion for Entry of an Order (I) Authorizing the Abandonment of Property and (II) Granting Related Relief [Filed January 4, 2024, Docket No. [1081](#)].
- b. Order (I) Authorizing the Abandonment of Property and (II) Granting Related Relief [Filed January 5, 2024, Docket No. [1088](#)].

Status: This matter has been resolved.

¹ A complete list of each of the Debtors in these Chapter 11 Cases may be obtained on the website of the Debtors' claims and noticing agent at <https://cases.stretto.com/Amyris>. The location of Debtor Amyris Inc.'s principal place of business and the Debtors' service address in these Chapter 11 Cases is 5885 Hollis Street, Suite 100, Emeryville, CA 94608.

² All motions and other pleadings referenced herein are available online at the following web address: <https://cases.stretto.com/Amyris>.

2. Fifth Omnibus Motion for the Entry of an Order (A) Authorizing Rejection of Executory Contracts Effective as of the Applicable Rejection Date; and (B) Granting Related Relief [Filed December 18, 2023, Docket No. [934](#)].

Response Deadline: January 2, 2024 at 4:00 p.m. prevailing Eastern Time.

Responses Received:

- a. Ginko Bioworks, Inc.'s (I) Objection to the Fifth Omnibus Motion for the Entry of an Order (A) Authorizing Rejection of Executory Contracts Effective as of the Applicable Rejection Date; and (B) Granting Related Relief and (II) Notice of Conditional Election Pursuant to Section 365(n) of the Bankruptcy Code [Filed January 2, 2024, Docket No. [1050](#)].

Related Documents:

- a. Certification of Counsel Regarding Fifth Omnibus Motion for the Entry of an Order (A) Authorizing Rejection of Executory Contracts Effective as of the Applicable Rejection Date; and (B) Granting Related Relief [Filed January 3, 2024, Docket No. [1071](#)].
- b. [Signed] Fifth Omnibus Motion for the Entry of an Order (A) Authorizing Rejection of Executory Contracts Effective as of the Applicable Rejection Date; and (B) Granting Related Relief [Filed January 4, 2024, Docket No. [1075](#)].

Status: This matter has been resolved.

3. Motion for an Order Approving Modified Key Employee Incentive Plan for Senior Leadership Employees [[REDACTED] Filed December 20, 2023, Docket No. [959](#)]. [[SEALED] Filed December 20, 2023, Docket No. 960].

Response Deadline: January 2, 2024 at 4:00 p.m. prevailing Eastern Time.

Responses Received: None.

Related Documents:

- a. Certificate of No Objection Regarding Motion for an Order Approving Modified Key Employee Incentive Plan for Senior Leadership Employees [Filed January 4, 2024, Docket No. [1082](#)].
- b. Order Approving Modified Key Employee Incentive Plan For Senior Leadership Employees [Filed January 5, 2024, Docket No. [1086](#)].

Status: This matter has been resolved.

4. Motion for an Order Authorizing Debtors to File Under Seal Certain Information Related to Debtors' Motion to Approve Modified Key Employee Incentive Plan [Filed December 20, 2023, Docket No. [961](#)].

Response Deadline: January 2, 2024 at 4:00 p.m. prevailing Eastern Time.

Responses Received: None.

Related Documents:

- a. Certificate of No Objection Regarding Motion for an Order Authorizing Debtors to File Under Seal Certain Information Related to Debtors' Motion to Approve Modified Key Employee Incentive Plan [Filed January 4, 2024, Docket No. [1083](#)].
- b. Order Authorizing Debtors to File Under Seal Certain Information Related to Debtors' Motion to Approve Modified Key Employee Incentive Plan [Filed January 5, 2024, Docket No. [1089](#)].

Status: This matter has been resolved.

5. Debtors' Motion Pursuant to Section 363 of the Bankruptcy Code to Enter into a Release Protocols Agreement with DSM Nutritional Products Ltd. and Firmenich S.A. [Filed December 20, 2023, Docket No. [977](#)].

Response Deadline: January 2, 2024 at 4:00 p.m. prevailing Eastern Time.

Responses Received: None.

Related Documents:

- a. Declaration in Support Declaration of Han Kieftenbeld in Support of Debtors' Motion Pursuant to Section 363 of the Bankruptcy Code to Enter into a Release Protocols Agreement with DSM Nutritional Products Ltd. and Firmenich S.A. [Filed December 20, 2023, Docket No. [978](#)].
- b. [Signed] Order Shortening Notice Period and Scheduling Hearing with Respect to the (I)Debtors' Motion Pursuant to Section 363 of the Bankruptcy Code to Enter into a Release Protocols Agreement with DSM Nutritional Products LTD. and Firmenich S.A. and (II) Motion to Seal[Filed December 20, 2023, Docket No. [987](#)].
- c. Notice of Hearing Regarding (A) Debtors' Motion Pursuant to Section 363 of the Bankruptcy Code to Enter Into a Release Protocols Agreement with DSM Nutritional Products Ltd. and Firmenich S.A. and (B) Debtors' Motion for Entry of an Order Authorizing Debtors to File Under Seal Certain Information Related to Debtors' Motion Pursuant to Section 363 of the Bankruptcy Code to Enter Into a Release Protocols Agreement with DSM Nutritional Products Ltd. and Firmenich S.A. [Filed December 21, 2023, Docket No. [992](#)].
- d. Amended Notice of Hearing Regarding (A) Debtors' Motion Pursuant to Section 363 of the Bankruptcy Code to Enter Into a Release Protocols Agreement with DSM Nutritional Products Ltd. and Firmenich S.A. and (B) Debtors' Motion for Entry of an Order Authorizing Debtors to File Under Seal Certain Information Related to Debtors' Motion Pursuant to Section 363 of the Bankruptcy Code to Enter Into a Release Protocols Agreement with DSM Nutritional Products Ltd. and Firmenich S.A. [Filed December 28, 2023, Docket No. [1020](#)].

- e. Certificate of No Objection Regarding Debtors' Motion Pursuant to Section 363 of the Bankruptcy Code to Enter into a Release Protocols Agreement with DSM Nutritional Products Ltd. and Firmenich S.A. [Filed January 4, 2024, Docket No. [1084](#)].
- f. Order Granting Debtors' Motion Pursuant to Section 363 of the Bankruptcy Code to Enter Into a Release Protocols Agreement with DSM Nutritional Products Ltd. and Firmenich S.A. [Filed January 5, 2024, Docket No. [1090](#)].

Status: This matter has been resolved.

- 6. Debtors' Motion for Entry of an Order Authorizing Debtors to File Under Seal Certain Information Related to Debtors' Motion Pursuant to Section 363 of the Bankruptcy Code to Enter into a Release Protocols Agreement with DSM Nutritional Products Ltd. and Firmenich S.A. [Filed December 20, 2023, Docket No. [981](#)].

Response Deadline: January 2, 2024 at 4:00 p.m. prevailing Eastern Time.

Responses Received: None.

Related Documents:

- a. [Signed] Order Shortening Notice Period and Scheduling Hearing with Respect to the (I)Debtors' Motion Pursuant to Section 363 of the Bankruptcy Code to Enter into a Release Protocols Agreement with DSM Nutritional Products LTD. and Firmenich S.A. and (II) Motion to Seal[Filed December 20, 2023, Docket No. [987](#)].
- b. Notice of Hearing Regarding (A) Debtors' Motion Pursuant to Section 363 of the Bankruptcy Code to Enter Into a Release Protocols Agreement with DSM Nutritional Products Ltd. and Firmenich S.A. and (B) Debtors' Motion for Entry of an Order Authorizing Debtors to File Under Seal Certain Information Related to Debtors' Motion Pursuant to Section 363 of the Bankruptcy Code to Enter Into a Release Protocols Agreement with DSM Nutritional Products Ltd. and Firmenich S.A. [Filed December 21, 2023, Docket No. [992](#)].
- c. Amended Notice of Hearing Regarding (A) Debtors' Motion Pursuant to Section 363 of the Bankruptcy Code to Enter Into a Release Protocols Agreement with DSM Nutritional Products Ltd. and Firmenich S.A. and (B) Debtors' Motion for Entry of an Order Authorizing Debtors to File Under Seal Certain Information Related to Debtors' Motion Pursuant to Section 363 of the Bankruptcy Code to Enter Into a Release Protocols Agreement with DSM Nutritional Products Ltd. and Firmenich S.A. [Filed December 28, 2023, Docket No. [1020](#)].
- d. Certificate of No Objection Regarding Debtors' Motion for Entry of an Order Authorizing Debtors to File Under Seal Certain Information Related to Debtors' Motion Pursuant to Section 363 of the Bankruptcy Code to Enter into a Release Protocols Agreement with DSM Nutritional Products Ltd. and Firmenich S.A. [Filed January 4, 2024, Docket No. [1085](#)].

- e. Order Authorizing Debtors to File Under Seal Certain Information Related to Debtors' Motion Pursuant to Section 363 of the Bankruptcy Code to Enter Into a Release Protocols Agreement with DSM Nutritional Products Ltd. and Firmenich S.A. [Filed January 5, 2024, Docket No. [1091](#)].

Status: This matter has been resolved.

MATTER RESOLVED BY CNO:

- 7. Debtors' Motion for Entry of an Order (I) Extending the Debtors' Exclusive Periods to File a Chapter 11 Plan and Solicit Acceptances Thereof Pursuant to Section 1121 of the Bankruptcy Code and (II) Granting Related Relief [Filed December 7, 2023, Docket No. [853](#)].

Response Deadline: December 22, 2023 at 4:00 p.m. prevailing Eastern Time.

Responses Received: None.

Related Documents:

- a. Certification of No Objection Regarding Debtors' Motion for Entry of an Order (I) Extending the Debtors' Exclusive Periods to File a Chapter 11 Plan and Solicit Acceptances Thereof Pursuant to Section 1121 of the Bankruptcy Code and (II) Granting Related Relief [Filed January 5, 2024, Docket No. [1087](#)].

Status: A certificate of no objection has been filed with respect to this matter. If the proposed order is acceptable to the Court, no hearing is needed.

MATTERS GOING FORWARD:

- 8. Motion to Approve Stipulation between Debtors and JPMorgan Chase Bank, N.A. (I) Authorizing Debtors to (A) Submit Application and Agreement for Issuance of Letter of Credit, and (B) Obtain Credit Under Letter of Credit Agreement Secured by Assignment of Cash Security, and (II) Modifying the Automatic Stay to Allow Application of Assigned Cash Security under Terms of Letter of Credit Agreement [Filed December 22, 2024, Docket No. [1002](#)].

Response Deadline: January 5, 2024 at 5:00 pm prevailing Eastern Time.

Responses Received: None.

Related Documents:

- a. [Signed] Order Shortening Notice Period and Scheduling Hearing With Respect to the Debtors' Motion for Entry of Order Approving Stipulation Between Debtors and JPMorgan Chase Bank, N.A. (I) Authorizing Debtors to (A) Submit Credit, and (B) Obtain Credit Under Letter of Credit Agreement Secured By Assignment of Cash Security, and (II) Modifying the Automatic Stay to Allow Application of Assigned Cash Security Under Terms of Letter of Credit Agreement [Filed December 27, 2023, Docket No. [1008](#)].

- b. Notice of Hearing re Debtors' Motion for Entry of Order Approving Stipulation Between Debtors and JPMorgan Chase Bank, N.A. (I) Authorizing Debtors to (A) Submit Application and Agreement for Issuance of Letter of Credit, and (B) Obtain Credit Under Letter of Credit Agreement Secured By Assignment of Cash Security, and (II) Modifying the Automatic Stay to Allow Application of Assigned Cash Security Under Terms of Letter of Credit Agreement [Filed December 27, 2023, Docket No. [1014](#)].

Status: This matter is going forward.

9. [SEALED] Debtors' Objection to Claim Nos. 663 and 666 Filed By Lavvan, Inc. [Filed December 7, 2023, Docket No. 839].

Response Deadline: December 27, 2023 at 4:00 p.m. prevailing Eastern Time.

Responses Received:

- a. [SEALED] Response of Lavvan, Inc. to the Debtors' Claim Objection [Filed December 27, 2023, Docket No. 1012].

Reply:

- a. Debtors' Reply in Support of Objection to Claim Nos. 663 and 666 Filed by Lavvan, Inc. [Filed: TBF, Docket No. TBF].

Related Documents:

- a. Order Establishing Schedule and Protocols In Connection With (1) Debtors' Objection to Claim Nos. 663 and 666 [Filed December 14, 2023, Docket No. [907](#)].

Status: This matter is going forward for a hearing on the scope of secured obligations pursuant to the Court's Order at Docket No. 907.

10. [SEALED] Motion to Estimate Lavvan Intellectual Property Claims [Filed December 7, 2023, Docket No. 840].

Response Deadline: December 27, 2023 at 4:00 p.m. prevailing Eastern Time.

Response Filed:

- a. [SEALED] Lavvan, Inc.'s Preliminary Response to Debtors' Motion to Estimate Lavvan Intellectual Property Claims [Filed December 27, 2023, Docket No. 1013].

Reply:

- a. Reply in Support of Motion to Estimate Lavvan Intellectual Property Claims Preliminary Statement [Filed: TBF, Docket No. TBF].

Related Documents:

- a. Order Establishing Schedule and Protocols In Connection With (1) Debtors' Objection to Claim Nos. 663 and 666 [Filed December 14, 2023, Docket No. [907](#)].

Status: This matter is going forward for a hearing on the scope of secured obligations pursuant to the Court's Order at Docket No. 907.

Dated: January 5, 2024

PACHULSKI STANG ZIEHL & JONES LLP

/s/ James E. O'Neill

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